IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SECOND DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 4065 of 1996

Between:

1 J. Kubera Mandadi S/o Venkatesa Mandadi,
R/o Advaikothur (V), Nagari (M), Chittoor Dist.
2 S. Rajeswari W/o Venkataswamy Mandadi,
R/o Advaikothur (V), Nagari (M), Chittoor Dist.
3 Venkatamma W/o Venkatesa Mandadi,
R/o Advaikothur (V), Nagari (M), Chittoor Dist.

..... PETITIONERS

AND

1 The Mandal Revenue Officer,
Nagari (M), Nagari, Chittoor Dist.
2 The Station House Officer,
Nagari Police Station, Nagari, Chittoor Dist.
3 K. Doraswamy Mandadi S/o Nadipi Mandadi,
R/o Adavikothur (V), Nagari (M), Chittoor Dist.
4 J. Annapurna W/o Sanjeeva Mandadi,
R/o Adavikothur (V), Nagari (M), Chittoor Dist.
5 B. Subbamma W/o Munirathnam,
R/o Adavikothur (V), Nagari (M), Chittoor Dist.
6 J. Sarojamma S/o Sanjeeva Mandadi,
R/o Adavikothur (V), Nagari (M), Chittoor Dist.
7 K. Markonda Mandadi S/o Doraswamy Mandadi,
R/o Adavikothur (V), Nagari (M), Chittoor Dist.
8 K.Purshotham, S/o Doraswamy Mandadi,
R/o Adavikothur (V), Nagari (M), Chittoor Dist.
9 K. Hari S/o Doraswamy Mandadi,
R/o Adavikothur (V), Nagari (M), Chittoor Dist.
10 K. Thangavelu S/o Doraswamy Mandadi,
R/o Adavikothur (V), Nagari (M), Chittoor Dist.

(Petition against Respondent No.1 is dismissed for

default as per Court order dated 04-04-2000).

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring the notice Roc.No.A/229/96 dt: 18-2-1996 issued by the 1st respondent as arbitrary, unjust and contrary to the orders passed by this Court in C.M.P.No.18012/95 in A.S.No.1907/95 dt:29-12-1995 and consequently direct the respondents 1 and 2 not to interfere with the petitioners' lands situated in Sy.Nos.43, 44, 45 and 46, measuring Ac.11.58 cents in Adavikothur Village Accounts, Nagari (M), Chittoor Dist.

Counsel for Petitioners: MR. V.JAGAPATHI

Counsel for Respondents 1 and 2: GOVERNMENT PLEADER FOR REVENUE

Counsel for Respondents 3 to 10: None appeared

The Court made the following:

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ORDER:

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This writ petition is filed questioning the interference by respondents 1 and 2 over the agricultural land in Survey Nos.43, 44, 45 and 46 admeasuring Ac.11-58 cents situated at Adavikothur Village Accounts, Nagari Mandal in Chittoor District.

It is the case of petitioners that the writ petition is filed mainly on the ground that a civil dispute is pending adjudication in first appeal and in spite of interim orders dated 29-12-1995 passed by this Court in C.M.P.No.18012 of 1995 in A.S.No.1907 of 1995, respondents 1 and 2 are interfering with their possession.

In the counter affidavit filed by the first respondent, it is stated that the orders in civil proceedings are implemented and there is no interference by them.

Recording the said statement in the counter affidavit that there is no interference and respondents 1 and 2 have complied the orders passed by this Court in C.M.P.No.18012 of 1995, this writ petition is closed.

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R.SUBHASH REDDY, J

02nd February, 2005.

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Mandal Revenue Officer, Nagari Mandal, Chittoor District.

2. The Station House Officer, Nagari Police Station, Nagari,

Chittoor District.

3. Two CCs to the Government Pleader for Revenue,

High Court Buildings, Hyderabad (O.U.T).

4. Two CD copies.